

Minutes of the Town Board Meeting of the Town of Riverhead, held in the Town Hall, Riverhead, New York, on Tuesday, July 19, 1977 at 7:30 P.M.

Present: Allen M. Smith, Supervisor
George G. Young, Councilman
Francis E. Menendez, Councilman
John Lombardi, Councilman
Jessie Tomlinson, Councilwoman

Also present: Peter S. Danowski, Jr., Town Attorney

Absent: Alex E. Horton, Supt. of Highways

Supervisor Smith called the Meeting to order at 7:30 P.M. and the Pledge of Allegiance was recited.

Councilman Menendez offered the following resolution which was seconded by Councilman Young.

BE IT RESOLVED, That the Minutes of the Meeting of the Town Board of the Town of Riverhead, held July 15, 1977 be approved as submitted.

The vote, Lombardi, Yes, Tomlinson, Yes, Menendez, Yes, Young, Yes, and Smith, Yes.

The resolution was thereupon declared duly adopted.

Supervisor Smith: "I would emphasize at this point under various department matters that any of you that may be in the Riverhead Water District, we ask you to conserve water during this hot period of time. You may have heard on the radio we had some trouble with one of the pump shafts and as soon as we get it fixed -we now have the requisite parts, it will take us about seven days. We'll let you start watering your lawns again during the day. But please let's not use the water other than for the purposes of cooking and bathing during daylight hours."

PETITION

Containing 85 signatures of Wading River residents making objection to the increased automobile and motorcycle travel on beaches, etc. Filed.

APPLICATIONS

Peconic Excavators, Inc. for Special Permit to operate a gasoline service station with vehicle and truck storage. Filed.
Referred to Planning Board for recommendation and report.

For Fireworks Permit - Jamesport Fireman's Association to be held at South Jamesport Avenue and Route 25. Filed.

COMMUNICATIONS

Town of Riverhead Planning Board, dated 7/8/77, submitting resolution adopted by the Board relating to Alex Horton's Open Development Area, resolving that the Board concludes that proper drainage facilities should be constructed to retain or control storm water run-off on which a re-application has been made by Mr. Horton for open development area and that the re-application be granted contingent upon the alleviation of the existing drainage problems to lands developed and known as "Tidewoods". Filed.

Town of Riverhead Planning Board, dated 7/8/77, relating to Special Permit application of South Jamesport Boat Marina, Inc. Recommending to the Town Board that before any action is taken on this petition that it requires a site plan which should show the following material as set forth in the definition of a Special Permit, Section E, Subsection 4, paragraphs b, d, g, h, and k, and that the approval of the Suffolk County Health Services and New York State Department of Environmental Control and recommendations of the Town of Riverhead CAC be obtained and submitted with the plan. Filed.

Town of Riverhead Planning Board dated 7/12/77, advising that Robert Celic owner and developer of certain small parcels of land - in connection with the filing of a major subdivision entitled "Ole Farm Estates" for the widening of Shade Tree Lane in Aquebogue has had the deed recorded and submitting the deed with the copy of the plot wherein the parcels are denoted. Filed.

Suffolk County Department of Planning dated 7/6/77, advising that the Commission has notified the neighboring towns concerning the adoption of amendments to Zoning Ordinance #26, (Rhd.) adopted on May 17, 1977 and received no adverse response and the Commission will take no further action. Filed.

Rev. A. Charles McElroy, dated 7/9/77 for the concerned citizens of Oakland Drive. Calling to the Town Board's attention that Oakland Street has never had major street repairs, since it's development. That the Highway Superintendent has been constantly made aware of the need for major repairs. The streets are crumbling and coming apart and request the Town's co-operation to ask that the Highway Department be directed to take immediate action to alleviate the problem. Filed.

Alex E. Horton, dated 7/13/77, making reply to Rev. A. Charles McElroy. Filed.

(Supervisor Smith read Mr. Horton's reply)

Supervisor Smith then made the following comment: "Now with reference to that letter the work that was done in the

COMMUNICATIONS - continued

Green's was only done after such time as on two repeated Town Board Meetings the people of the Green's came out and protested the lack of work being done there.

With reference to the budgetary comment, he says that we reduced his budget \$70,000.00. What Mr. Horton refers to is his budgetary request in what we call Highway Fund #1 - where his department estimate that was - that he needed to pay salaries with \$380,000 and change. When you took all the employers under the current contract and you figured out exactly what was needed, it's not \$380,000 it's \$286,000. So what he claims is a reduction in his budget is his own mathematical errors in the computation of his own budget.

Let's talk about whether he's got any money for roads when he submitted the 1977 budget to us he said that in Highway Fund #1 he was going to have a surplus from the year 1976 to the year 1977 of \$5,000. Mr. Hansen and I thought he was underestimating that and we moved it up to \$25,000. In fact, in the end of the year 1976 he had a surplus of \$85,928.83. Highway Item #3 he said he was going to have an appropriated fund balance of \$1,000. We thought it was low, we moved it up to \$13,000. In fact, in the end of the year he had a \$55,662.00 balance. Item #4 he said he was going to have no balance. We sort of thought he was right on that one - we were off. He has \$8,399 at the end of the year. So Mr. Horton is sitting on a \$111 plus Thousand Dollar surplus that he hasn't told anybody about in his budget so he isn't going to get away with saying he can't do things, because he hasn't got the dough, until such time he uses up the \$100,000 that he's got there.

His complaint really is that he will not tell the Town Board what he wished to do with the money. We've said repeatedly if he would tell us what he wishes to do with the money we will put it in the budget. We will not put it in the budget to let him play games with it. He has to date refused one request to give us a preliminary budget submission for next year. And Mr. Hansen and I will deal with that shortly."

Dept. of State, dated 7/15/77, acknowledging receipt of Local Law No. 2 - relating to percentum exemption. Filed.

Town of Riverhead Conservation Advisory Council dated 7/19/77 relating to Alex Horton's Open Development Area, stating that the Advisory Council visited this area again on July 16, 1977 and recommend that approval of the re-application by Mr. Horton be delayed until such time that a thorough study could be made to solve the drainage problem, and suggesting that the Soil Conservation Service might be of help. Filed.

PERSONAL APPEARANCES

Supervisor Smith asked if anyone wished to be heard and the following responded.

John Ottaviano, Highview Drive, Wading River; "Tonight myself and some other people from Tidewoods and people from Beverly Hills Section #1 in Wading River and the Open Area Development in Wading River are coming here because we feel that we have a problem all connected in one way or another with Alex Horton, Highway Superintendent.

Now my house has flooded twice. A large part of this is due to the fact that approximately 18 acres of Alex Horton's Open Development Area has no drainage what-so-ever. The water from that area enters Tidewoods Park Area, enters Mr. Wine's property which is adjacent to mine and then eventually passes through my property and overloads our drainage system in Tidewoods Development.

We feel that the - in reference to Mr. Horton's Open Development Area before that be approved that he make some sort of provision for drainage on those 18 acres. Also one of the conditions for getting the Open Area Development was improve his roads to meet some minimum standards which I think most everybody feels he has failed to do. Also regarding Beverly Hills Section #1 we would like to find some way because that was a filed subdivision that those roads could eventually be taken over by the Town and possibly all of the problems which are again related in one way or another to Alex Horton because right now he is the owner of the roads.

Beverly Hills Section #1 he is also the owner of the roads in the Open Area Development and his lack of drainage causes problems in Tidewoods and maybe the problem - they are three separate problems but maybe they could be brought together as one and maybe the Town Board could come up with something that would help us solve not only the drainage problems, but the road problems too."

Supervisor Smith: "We're discussing the Open Development Area which has been the discussion of two communications this evening. Shall we proceed with that for a while. Is there anybody else who wishes to address Tidewoods, the Open Development Area or related problems?"

Ethel Urvalek, Wading River; "We specifically want to request that we have the benefit of a further hearing on the tentative date mentioned of August 16th in the P.M. before Mr. Horton is allowed to go with any further transactions regarding the area in question."

Supervisor Smith: "I believe that we've phrased a resolution in effect calling for a hearing and we will have a vote on that later on in the evening."

PERSONAL APPEARANCES - continued

Jack Aboulafia, South Road, Wading River; "When I purchased this land from Mr. Horton he gave me his word that he would maintain the roads. He also told me after calling him up quite a few times, that he would put the roads in good and that they would be as good as any of the Town Roads are in the surrounding area.

I was also told that eventually, this is when I purchased the land, the Town would be taking over the roads. Since he was the Superintendent of Highways, I assumed that he knew what had to be done and I took him at his word and so did, I guess, 100 other people in our area, and it's proven to be a mistake, because it seems now that Mr. Horton has these two pieces of property and once he sells it, he's leaving, and whatever happens to the roads happens. So our main concern is that if Mr. Horton sells these pieces of property and he leaves, we're out in the cold. We'd like to put as much pressure on him hoping that the Town Board also does so that something is done.

It seems that Mr. Horton has been doing this since 1958 or something like that and I find it hard to believe that he has been able to pull the wool over not only our eyes, but it seems like the Town of Riverhead's eyes for all these years, and I can't believe that everybody is going to let him get away with this. I mean we're doing everything we can and we hope that the Town of Riverhead will do everything possible they can, because it just seems that one man cannot tell the Town what to do with their set of rules.

Certain rules were set up for an Open Development Area and apparently he has not abided by them and I find it very hard to believe that you people are going to let this slip by and let Mr. Horton get his way. I can't believe that."

Rudolph Urvalek, Wading River; "This is a copy of of the Town of Riverhead Planning Board conditions and limitations which you probably all are aware of and every two years Mr. Horton is to reapply for this permit, right? Well in the past 16 years, he must have been the judge and jury of these roads because he's not only - the part - as I get it, the Highway Superintendent is also the Highway Inspector and he approves or disapproves roads. How can he own roads in the Town of Riverhead? Isn't that a conflict of interest?"

Supervisor Smith: "It would appear to be so."

Rudolph Urvalek: "It really would. I mean maybe all the years he's been coming down to the Town Board and telling someone they're great and that's all it took. I think that someone should be appointed on the Board as"

PERSONAL APPEARANCES - continued

Supervisor Smith: "You would suggest Mr. Urvalek that in this particular instance that we hire an independent consulting engineer and . . ."

Rudolph Urvalek: "That would be wonderful or have a public works department of some sort. Not one individual. Not one that owns the roads that he's inspecting. It's ridiculous."

George Apelskog, South Road, Wading River: I have just about the worse stretch of road that there is in the whole area. Mainly because of the winter storms, ice run-off and so forth. We have complained and complained to have these roads fixed up. Finally he sends somebody, they throw a bunch of dirt with some rocks mixed in it. You have a rain storm and it washes out again. And that's just about where it is right now. I have called an asphalt man - I want to put in a driveway. The roads are in such bad conditions this asphalt man wants me to pay to asphalt out to the middle of the street because it's so bad and I can't see that."

Supervisor Smith: "Sir, can you reaffirm with what the other speaker said with reference to what was told you at the time you bought the house."

George Apelskog: "I can't remember anything like that because I've only been there for a year. I've seen Town trucks in the neighborhood, but naturally I have no proof. Outside of my own word - they were in there - I assumed that the streets were owned by the Town. I have since found out differently."

Ethel Urvalek: "Mr. Apelskog is in the Open Development Area and the various individual promises that were extended to some of us are mostly in the Section 1 subsection area."

Supervisor Smith: "All right, but such promises were made to you also."

Ethel Urvalek: "Very definitely."

George Apelskog: "That's about all I have to say about it. But those roads are in terrible condition and I would like to see some way that the Town could take them off our hands at minimal upkeep of some sort, like the rest of the roads."

Doanld Holschuh, East Road, Wading River, Section 1: "I was also promised the same conditions that the roads would

PERSONAL APPEARANCES - continued

be turned over at a time that the committee or the area would have it turned over to the Town through Alex Horton. I've been living there for 16 years now and the roads are just literally falling apart and getting smaller and smaller. Certain areas you have to let a car stop and let the other car go by - in other words, it's not passable by two automobiles. The brush is growing in there. I have portions of my property or I don't know if I should call it my property - I hope - I'm not being taxed for it because I'm cutting 5 or 6 feet of the grass on the road as it is now.

In a recent meeting with Alex Horton - in reference to Section 1 he told us back in - somewhere around - I could be wrong - it should be on the records of the Town - that when he first asked for the okay for the Section 1 coming up from Sunset Blvd. to Short Road to be accepted by the Highway Department, which it was that he also asked for another section of road going down to a corner past that area be accepted and the Town Board rejected it. He stated at the time that the road was under the same condition. In other words, both roads were in the same condition. Now I'd like to find out through the records why one section of the road was not accepted and one section was accepted?"

Supervisor Smith asked Councilman Young to answer the question.

Councilman Young: "That was before my time - it must have been 14 or 15 years ago and the Town, of course, was operating on a different set of rules then and I guess maybe if a Highway Superintendent wanted to accept the roads probably the Town Board would go along with it. I imagine, in fact, Alex Horton told me this this morning, that they remembered to get the first batch accepted by the Town Board and then the second year came along and nobody thought - go to the Town Board and it just kind of slipped by. So it was just a matter of lack of interest or lack of . . ."

Supervisor Smith: "There has been said Sir, Mr. Holschuh, that the then Superintendent of Highways, Mr. Babe Young, would not accept that second section and that gentleman is alive and maybe we could put a call to him and find out the answer for you."

Donald Holschuh: "Could it possibly - was Alex Horton employed by Babe Young at the time?"

Supervisor Smith: "I have no idea, Sir."

Helene M. Block, Town Clerk: "Yes."

Donald Holschuh: "And also that whole section that was accepted was Alex Horton's property?"

PERSONAL APPEARANCES - continued

Councilman Young: "Did that start in '58? That's 20 years ago, because Zembko was in for 4 years, 6 years, Helene?"

Miss Helene M. Block, Town Clerk: "Alex didn't work for him."

Councilman Young: "Alex has been in 14 years. Zembko was in 6 years and Uncle Babe was before that. So it was probably during Zembko's time that this took place, and I think Alex was kind of on the outs because Zembko was a Republican and maybe that's why they didn't accept them."

Donald Holschuh: "I just want to tell you everybody's been coming up here and saying that this man had given his word to have something done and this man is a representative of the people here who is elected by the people of the Community here who receives salary under the people who pay taxes."

The type of person that you're dealing with - I mean it's - I don't know they talk about code of ethics or so on with the Senate and all this - I mean he's promised 100 people up in this neighborhood that he would take care of something and he is completely neglecting this - I mean - and yet he continues to manage hundreds of thousands of dollars for the Township which these people pay into. I mean disbelief on this whole subject and what I'm trying to say is that Tidewoods - he rejected Tidewoods roads up there from my understanding because of the drainage.

As far as I'm concerned the roads up in Tidewoods has been gold plated - curbing and everything and then he has the gaul to come down and say that our roads are probably the best roads in the whole Town - just the other - and he rejected their roads up there because the sumps are not adequate. I mean - you have two standards here."

Supervisor Smith: "I have a little difficulty with Mr. Horton on what he says also."

Warren Hirzel, Wading River: "I'm on the inside corner of the lots in question. I'd like to bring out two points. One point I don't think has been mentioned yet. One, I too also have been told by Mr. Horton as I was being shown the property, that the roads would be kept up. As far as they let the matter go, I assume they would be to reasonable standards."

The other thing I don't think has been brought up yet, has been that the area of the two lot - the corner was shown to me this would be the sump. That's the way it was called. Of course, it left me in a little bit of puzzlement - how much would be the sump, because it seemed like you would be stuck with half a lot - that wouldn't be used,

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unless an awful large sump would be put in. What I want to say and affirm that I have been told those two facts as I was buying the property."

Josephine Weiss, South Road, Wading River: "We had a meeting with Alex Horton Friday night and at this meeting he told us that he has already sold the two pieces of property that we're talking about. Is this possible?"

Supervisor Smith: "Anything is possible - maybe with this particular gentleman the probabilities are improved."

Josephine Weiss: "Is there anyway that we could find out?"

Supervisor Smith: "The normal course of events - contracts of sale are not recorded, which would be the way to find out. We can simply ask his lawyer and hope we will get a straight answer. If they are sold - they are sold - contrary to the rules with reference to open development areas."

Josephine Weiss: "Okay that's what I wanted to know. Thank you."

John Ottaviano: "I forgot to mention something that I wanted to bring up at this meeting with Mrs. Weiss and Mr. Horton and several other people the other night - this refers to the fact that the Board passed a resolution in the early spring, I believe accepting the roads in Tidewoods. Now I understand that Mr. Horton, as a technicality, has to sign the final papers taking over these roads."

Now Friday night I asked him whether or not he received any of these papers and he hedged for a while, then he said no. Then I asked him what he'd do if he did receive the papers, would he sign them and he said absolutely not because his claim now is that the drainage in Tidewoods is not acceptable now because it's being overloaded.

Now I pointed out to Mr. Horton that apparently the Planning Board had allowed 10 extra acres called Southview Court onto the original drainage area. I also pointed out that one thing that is overloading the Tidewoods drainage area is the 18 acres or more of water that comes down from his property - he did not have an answer for that.

I would like to also mention the fact that Alden Young was a Town Engineer - consulting Town Engineer - he was also the Engineer for Tidewoods and he was also aware of the drainage conditions in Beverly Hills. So I feel at least in part the Town - not the present Board or anybody sitting here now - that the Town at least in the past

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has possibly been negligent in checking up on what was going on and this is possibly part of the problem too and hopefully I would hope that the Town might try to take some steps to rectify any past mistakes."

Supervisor Smith: "I seem to recall when you and the Tidewoods people were here on a number of occasions. As the gentleman said, yes, he would take over the roads in Tidewoods and we did pass the resolution and I thought that would end that particular problem. It seems that quite a few things come unglued in that department."

Jack Aboulafia: "This meeting that was referred to, I think was Friday, that a few of the residents had with Mr. Horton, I was not there, but I was told that Mr. Horton stated that he sold those two parcels of land first of all and then he also told the residents that he's going to wash his hands clean of the drainage area, drainage problem and roads. But he might resurface the areas - oil them if we did not appear here tonight. We thought that was a great idea that we showed up."

Josephine Weiss: "He had said that he was going to sell those two pieces of property for \$9,000 and if we were quiet he would sell it for \$9,000 and invest it in the roads, but now he's not going to. He also said that the Town wanted one of the pieces of property turned over to them because they rejected his application for Open Area Development."

Supervisor Smith: "If he wanted to find out the status of his Open Area Development, he'd be here tonight."

Josephine Weiss: "He said he didn't have any business here tonight until a few minutes ago - that was said at the Friday night meeting. Evidently, we created business for him Friday night."

Supervisor Smith: "Let's call that the end of the Open Development Areas and we'll go onto other matters."

Wickham Tyte, 992 West Main Street, Riverhead: "The thing that I came up about is not unfamiliar to some of the people on the Town Board. A couple of weeks ago I was unpleasantly surprised to find out land had been in my possession for about 25 years and actually going back in history probably my families line for 250 years.

We wouldn't be able to rent it for a person to sell farm produce like vegetables and fruits without going into an extensive amount of litigation - you might call it in order to have it possible because under the present

PERSONAL APPEARANCES - continuedWickham Tyte - continued

zoning - I found out this was in Industrial B which from the beginning - they're talking about zoning was the most open kind of zoning which gave the most liberty. In 1937, for instance, in Industrial B, in fact, in any Industrial - you could do anything you wanted to except something like 26 no no's - you were forbidden to do. Other than that you could do anything.

It was the most open, one of the many types of districts and in tracing it up - since that time I've been doing a little research and I have some interesting things here, for instance, they tried to put zoning through in 1937. I have here the print on it and all the specifications, what they wanted to do and the map. In 1950 again they tried it and, of course, in '58 they tried it with more success - substantially from that, but I found out an interesting thing that in practically all of these in every type of business zone, it was made - it was a store or a shop - was a permissible use.

I found out also that in the - for instance, in the one that they talked about when they adopted it in Business A Item 8 you could have a retail store shop, In Business B Item 13 you could have a retail store shop. In Business C Item 14 you could have a retail store shop. In Business D Item 15 you could have a retail store shop, but when it came to industrial things, you could have any lawful use with the exception of 26 no no's of items that they thought were undesirable.

We found in other ways apparently it's been traditional in zoning up until recently. Any of the businesses permitted in any one of the business districts were also permitted in either one of the industrial items. But we come into a situation where it seems to me - I'd like to give you an illustration that shows you pretty much what they've done.

You folks remember your children's stories and maybe mythology. It seems to me there was a giant or somebody one time who was very hospitable and he would have guests stop in and he would feed them sumptuously and he had a bed he boasted about, that whoever was a guest the bed always fit him. But it came out that when they went to go to bed, they found out if they were too tall their feet were cut off and if they were too short, they put them in a rack and drew them out to fit. And I would say that what we have had happen is that somewhere along the line in the various changes in the zoning thing, they have tried to couple too many things that didn't fit in the same category.

In other words, many of the things that they ask you to do in Industrial B would be very fine if you have a subdivision. In fact, you folks have been talking about subdivisions for the last half hour and apparently you keep out of a lot of trouble if there's quite a few detail things you have to do in certain areas. But take the case that I

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have in mind and I must be only one of many other people is that - here we have a Town that needs prosperous business in the worst way. We've got one problem in Riverhead and we know that whenever we see an empty store, for instance, it doesn't do our heart good because we need all the stores functioning and we need money coming in from them. We have to have tax money and also psychologically it doesn't look good for Riverhead at all if they go by and here's a cluster of stores that aren't in operation. Now we don't say you should put anything in these stores - it's undesirable, but I would say the Town Board should be in partnership with the businessman to see in every way, shape, or matter that there's no road block put in the way of renting their property for creditable things.

There's a number - the point is to show the hardship that is in this present item assuming that I would come to the Town Board - I have a piece of property - that's the one involved where it is possibly 12 to 15 feet wide a store with a possible depth of maybe 40 feet. Now some of the things that they ask you to do in order to have a special permit - up until recently you didn't need a special permit because everything . . ."

Supervisor Smith: "Mr. Tyte, if I might interject for just a moment - one of the things that you mentioned was trying to help the businessman and the perspective tenant that you had come into the Building Department very early in the year 1977 or late in the year 1976. And he was given all of the forms that Mr. DeLucca provided to him such that he could operate the home grown food store there. We also hand to all the applicants who come into the Building Department - our letter that's signed by me and says if you have problems with the employees interpretations, etc., if you would come to the Town Board.

Now I do know Sir - we met with you a couple of weeks ago and we explained that we did not believe that the special permit route was the route for you that we felt that an application of the Zoning Board of Appeals with reference to a declaration of the pre-existing nature of the store - those things you're about to read deal with new stores. The Declaration by the Zoning Board of Appeals as to your pre-existing, non-conforming status would be sufficient to permit your tenant to go into occupancy and I thought that knowing the nature of the use that there would not be a great deal of harm if the tenant went into occupancy after I spoke to you.

No we're doing the best we can to provide you with relief from what you feel to be the onerous provisions of the Ordinance. I suggested to you Sir that your relief is with the Zoning Board of Appeals and not with - coming before the Town Board under the special permit provisions.

If you would like to come to the Town Board under

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the special permit provisions, it is provided for in the special permit provisions of the Ordinance that the Town Board may waive a whole lot of the provisions with reference to special permits and if you would check with Miss Block's records, you would see that we uniformly waive the special permit provisions with reference to the one-family homeowner or the sole proprietor."

Wickham Tyte: "Can I interject a question on your item 10 page 816 of this item of the zoning - it says a complete site plan - this is why - apparently I would be asked no matter which route I took - this is the thing that bothers me. A complete site plan showing the location of all landscaping and other improvements including dwelling units and first floor elevations and a design of all buildings and structures, drainage, road designs, contours, signs sealed and certified by a New York State Licensed Engineer or Architect certifying that all things shown therein are correct and comply with all Federal and State Codes, Town and County Laws, Ordinances, Regulations and Rules of any applicable special district. An abstract of title certified by a New York State Licensed Attorney at Law or Title Company with Office in Suffolk County certifying the chain of title of all adjoining parcels for ten years prior to the date of the application. I mean . . ."

Supervisor Smith: "Mr. Tyte I would think that we would probably waive those for you."

Wickham Tyte: "But if this were applicable where you have a store - that's that size and it's been - you can't possibly change it . . ."

Supervisor Smith: "Sir I'm saying we would probably waive it for you, but if it were Northville Industries, we'd make you cough it up."

Wickham Tyte: "I would say that there are areas where many of the things you demand we have to admit are logical. In this particular size, it's all in the same law. How can you have the right to waive it if it stays on the books?"

Supervisor Smith: "A special permit, Sir, operates under the theory of law that the Town Board in acting upon - a special permits acts in a legislative capacity as well as an administrative capacity. So it's sort of like when they take action they amend the Ordinance for you."

Wickham Tyte: "Well I came here to start with - on two things. Number one on the premise that you folks are honest and honorable and want to do what's right for any

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one of the citizens who you are the governing body over and that you have the power to do it, therefore, you to come and, therefore, I came."

Supervisor Smith: "I repeat my advice to you of the other day. You can come with a special permit application and say simply I am Mr. Wickham Tyte, I own a store at such and such a location - please grant me relief and we'll see if that's sufficient or as I've suggested to you to please go see and call Mrs. Tormey with reference to the Zoning Board of Appeals."

Wickham Tyte: "Well now the point comes up. Is it fair and equitable, number one, to start with? I plunk down \$50.00 to either one of the things for a law that is really ridiculous for the particular thing at hand and I would really like to see you folks read this law over regardless of what happens to me. And I think it should be inserted back - instead of permitting 19 items in the new law, whereas, in all the original ones they permitted everything except a number of forbidden ones. I think it was 29 in the former Ordinance, but if you have to have items, add from a twelve you now permit. At least 13, of course, an unlucky number maybe you ought to add a couple of items and put the one that a person can operate a store or shop which has traditionally been in the Ordinance from the time of the concept when they first thought about it in 1937.

I think that was better thinking than the present writing of the present law, but I'll come up and see you folks and we'll see if we can work it out."

William Nohejl, Wading River; "Has the Shorewood Water District been consummated ~~the deal~~? The franchise with - the right-of-way?"

Supervisor Smith: "We passed the resolution the other day. He has not complied with the conditions if that's what . . ."

William Nohejl: "That's what I'm referring to."

Supervisor Smith: "We have no bond, we have no survey. Doctor Menendez and I tried to call him back one day when he called, and we have not heard from him since."

William Nohejl: "Because the shopping center is progressing and I feel that though they're going to get the water. . . ."

Supervisor Smith: "Well the shopping center submitted a set of plans that were wrong and they're going to be revised on Thursday again and maybe if we adjourned this meeting until another date, it will be in by then."

PERSONAL APPEARANCES - continued

William Nohejl: "What I was concerned about - if they were going to go down the right-of-way as they agreed to. No other way."

Supervisor Smith: "I wait like you wait."

William Nohejl: "Read a lengthy letter from the Long Island Farm Bureau, Inc., dated 7/19/77, relating to the proposed Jamesport Nuclear Power Plants."

The letter stated in part that there is now overwhelming evidence that the Plant threatens the well-being of our citizens and taxpayers. That there has been many hearings on this matter and none of the Town Board members showed any interest in attending these hearings, nor was the Town represented by counsel.

The letter mentioned the poll taken by the Long Island Traveler Watchman and the neighboring Southold Town Board as going against the proposed Plants, as also the Towns of Southampton and East Hampton. As also Governor Carey and former County Executive H. Lee Dennison.

The letter also mentioned the agreement agreed to by the former Town Board without any public involvement, and that the Farm Bureau takes the position that this agreement is invalid and illegal. Also criticized the Town Board for not taking a stand to come out against the Plants.

The letter states that the Supervisor should request the Town Attorney to secure an opinion from the State Comptroller's Office regarding the validity of the agreement and respectfully request that copies of the correspondence to and from the Comptroller's Office be sent to the Farm Bureau.

The letter is filed in the Office of the Town Clerk.

Supervisor Smith: "Mr. Nohejl, there's been several occasions when you came here and you've read letters like this and we let it pass and I don't think this time I'm going to let it pass. I'm going to respond to it. Now this is a statement by the Long Island Farm Bureau authorized by the Board of Directors."

Now I'm a little tired of everytime something turns around in this Town or development occurs, a hearing about the Long Island Farm Bureau being another opposition. Now you fellows are getting a break. It's almost a million dollar assessment break in this Town, you're getting assessed now at 5% of full valuation when everybody else in this room is at 15 or 20% of full valuation.

You guys don't do anything about the economy in this Town. You turn around and you oppose the things that can help the rest of us pay our taxes and I have yet to hear you and the rest of the Long Island Farm Bureau address anything other than the nuclear aspect of the Jamesport Power Plant.

PERSONAL APPEARANCES - continued

How about coal and how about oil? And I'd like to hear you answer that one.

Now your half-baked attitude in picking up this thing only after the transmission line issue became prevalent and began to cross some of your farms. You guys weren't in it in the beginning. You didn't spend a damn dime until the time that the transmission lines started to cross your farms and that's the only time you got into it and I've said repeatedly that the only issue that you guys really give a damn about is that transmission line."

William Nohejl: "That is not true, Sir."

Supervisor Smith: "I accuse you of it. You're pointing the finger at me and I'm telling you that that's the issue with reference to the Long Island Farm Bureau."

William Nohejl: "You have a right to say whatever you wish."

Supervisor Smith: "You have gone to the extent that you oppose the Veteran's Cemetery. Now let me ask you this Mr. Nohejl . . ."

William Nohejl: "I'm going to back you up on that. We're not opposing the Veteran's Cemetery - we are opposing it at the position of where it is."

Supervisor Smith: "Because it's farm lands. So I want the Long Island Farm Bureau - you talk about us adopting resolutions - I want a resolution by the Long Island Farm Bureau that when you, Mr. Nohejl, take that beautiful sod farm of yours up in Wading River, and you want to put it into one-family residences, that the Long Island Farm Bureau is against that."

William Nohejl: "They probably would be."

Supervisor Smith: "Oh, well let's hear it. Now I'll tell you who gets jobs with the State Comptroller's Office. The guys who get jobs with the State Comptroller's Office are the guys that can't get jobs in private practice in the practice of law."

William Nohejl: "Is that true of all offices."

Supervisor Smith: "Let me tell you, my friend - We went out and we hired the best Counsel that there was on these issues - Martin London and he isn't up in Albany working for any \$15,000 or \$16,000 or \$17,000 a year. He is a full partner in Paul, Weiss, Wharton, Rifkind, etc., and we spent plenty of dough with him, and he's the author of

PERSONAL APPEARANCES - continued

that agreement. No country lawyer, my friend, and I'm sticking with him. I'm sorry - you're still my friend, but you've pushed me."

Councilman Menendez: "Bill, before you depart - from your statements to him, it would be apparent to me that anybody who doesn't agree with your ideas is wrong. Now you're entitled to your opinion; we're entitled to our opinion. But don't you come and shove your opinion down our throat and I hope we wouldn't do the same to you. We believe in what we're doing and you believe in what you're doing."

William Nohejl: "There's one difference. You as Town officials are responsible to the people of Riverhead."

Councilman Menendez: "Right, and maybe all your figures aren't right. Did you ever think of that?"

William Nohejl: "I stated that you are not filling that position - by not hearing both sides of the story."

Councilman Menendez: "We know both sides of the story, better than you."

Supervisor Smith: "Let's do the poll. What was the poll? Didn't, in fact, we keep the poll open so that you could stuff the ballot box three days past the closing date?"

William Nohejl: "No."

Supervisor Smith: "Mr. Rather, wasn't that true? He didn't go out and bring in fistfuls of petitions. Who was it then from the Farm Bureau? You're saying they didn't go out and they didn't solicit in an organized effort. Did you count those that were brought by either side?"

William Nohejl: "That gentleman there counted them."

Supervisor Smith: "I think the poll was a sham."

William Nohejl: "Would you like to take a referendum?"

Supervisor Smith: "No Sir, I get elected to do my job - whether it's on roads, or the next thing. You want to make an issue out of my stand on power plants and taxes and the growth of this community - you go out and support Mr. Haugaard in November. That's the referendum."

William Nohejl: "I'm not supporting you or Haugaard because you both have the same ideas."

PERSONAL APPEARANCES - continued

Supervisor Smith: "Well then go get your own candidate."

William Nohejl: "Well that can be possible too. Some people say that's impossible."

Supervisor Smith: "Go ahead - November 8th. That's the day. I'm ready for you."

William Nohejl: "I wouldn't feel so high being up on the poll - that can't be lowered."

Supervisor Smith: "I didn't say that. You want to beat me, you go out there and you do it."

William Nohejl: "That's possible."

Supervisor Smith: "Go ahead - November 8, 1977."

Supervisor Smith then recessed the meeting at 8:35 P.M. for ten minutes after which the meeting re-convened at 8:45 P.M.

RESOLUTIONS

Councilman Young offered the following resolution which was seconded by Councilman Menendez.

WHEREAS, The application of Alex E. Horton for an open development area has been referred to the Conservation Advisory Committee, and

WHEREAS, said Council has made recommendations, dated May 19, 1977, and July 19, 1977, and

WHEREAS, This Board deems it in the best interest of the Town of Riverhead to hold a hearing on said matter in accordance with the provisions of the Wetlands Ordinance,

NOW, THEREFORE, be it

RESOLVED, That the Town Clerk be, and she hereby is, authorized to publish and post a notice of public hearing thereon, to be held on the 16th day of August, 1977 at 8:00 P.M.

PUBLIC NOTICE

PLEASE TAKE NOTICE that, pursuant to a resolution duly adopted July 19, 1977, by the Town Board of the Town of Riverhead, a public hearing will be held by the Conservation Advisory Council, at the Riverhead Town Hall, 200 Howell Avenue, Riverhead, New York, at 8:00 P.M. o'clock, on August 16, 1977, to hear all interested persons with regard to the application of Alex E. Horton for an Open Development Area.

RESOLUTIONS - continued

The vote, Lombardi, Yes, Tomlinson, Yes, Menendez, Yes, Young, Yes, and Smith, Yes.

The resolution was thereupon declared duly adopted.

PERSONAL APPEARANCES

Dr. Alfred Smith, Northville Beach Civic Association; "I just wanted to say on this - on what Bill Nohejl's talking about on the agreement between the Town Board and LILCO. One of the provisions, I believe, and I don't have it and he didn't have it here tonight, I believe one of the provisions said that this was to be read into the minutes of the hearing. It never was read into the minutes of the hearing, therefore, I would feel it was not an agreement."

Supervisor Smith: "I don't know whether it was or wasn't, but Article 8, Sir, is still pending."

Dr. Alfred Smith: "I know it, but it still hasn't been read into the hearing, I'm sure Allen."

Supervisor Smith: "If you would like it read into the hearing, then we could have it read into the hearing."

Dr. Alfred Smith: "Doesn't it say so in the agreement that one of the provisions . . ."

Supervisor Smith: "If that is of importance to you Sir, . . ."

Dr. Alfred Smith: "It's not important to me, but it is important for the agreement if it is to be ratified. What was the question that you asked Bill about oil or coal, I didn't understand that question?"

Supervisor Smith: "Doctor, the Article 8 by it's definition is a regional planning tool. It used to be that when power plants were proposed that a local municipality such as the Town Board or a Village Board had in effect a veto power. After the blackout - ten years ago it was felt that the supply of power - electrical power in the State of New York was a regional issue and should not be controlled by local zoning, and the concept of Article 8 came forward, whereby, these issues no matter where they were placed in the State of New York would be addressed regionally.

Now as a provision of Article 8, the applicant must provide not only alternative sites, but must provide alternative sources of fuel. The two sites that are proposed for the generating capacity that is Jamesport's one and two is Jamesport and/or Shoreham. There's three sources of fuel for the two sites. They are coal, oil, or nuclear.

The Siting Board by definition and by arrangement

PERSONAL APPEARANCES - continued

can pick one of two locations or one of three alternative sources of heat. Now if the issue is the nuclear issue, and it is nuclear safety technology, the Farm Bureau is concerned about it. How about the two alternatives - coal and oil? If the safety issue is the only issue that concerns the Farm Bureau, then would it be reasonable to assume as an alternative to their position or an additional point to their position in support of coal or oil."

Dr. Alfred Smith: "It is with us. We would support coal or oil if it was necessary. To me that's the big thing - is it necessary . . ."

Supervisor Smith: "Doctor, by definition, Article 8 is a regional concept. It's by - ab initio. It assumes that the power will be transferred beyond this area."

Dr. Alfred Smith: "I don't know what ab initio means."

Supervisor Smith: "From the beginning."

Dr. Alfred Smith: "Really Allen, the thing that gets me with this whole thing that this goes - now it's not finished, but it will be shortly and it has to go before the Public Service Commission."

Supervisor Smith: "No, the Siting Board. It is not the Public Service Commission."

Dr. Alfred Smith: "The Siting Board doesn't make the opinion, he had to be . . ."

Supervisor Smith: "The Siting Board renders the decision. Not the Public Service Commission."

Dr. Alfred Smith: "The Siting Board is Suess and Schwartz."

Supervisor Smith: "No Sir, those are only Hearing Officers. They make a report. There may be a majority report on a supporting opinion or a descending opinion and it is referred to a body known as the Siting Board."

Dr. Alfred Smith: "And the Siting Board is appointed by the Governor."

Supervisor Smith: "Yes Sir, and I think it is made up of . . ."

Dr. Alfred Smith: "There's six people on it."

Supervisor Smith: "Six people - head of the DEC, head of the Public Service Commission, head of the Department of health, and three other people."

PERSONAL APPEARANCES - continued

Dr. Alfred Smith: "And five of the six are appointed by Carey."

Supervisor Smith: "Yes, Sir."

Dr. Alfred Smith: "The sixth one was there before. Now then there are 250,000 - I think it is pages of testimony, and it seems to me that this whole thing is ridiculous that these people cannot read this amount of testimony and I would think they would have to be either - have a judgment made up before hand or be influenced by Carey that five of them are his. I think the whole thing was a farce because we wasted an awful lot of money, effort, and LILCO wasted an awful lot of money and effort and where do we stand. I feel that . . . "

Supervisor Smith: "The drafters of the legislation known as Article 8, envisioned it as a quicker easier way of doing things. It has turned out to be quite the contrary."

Dr. Alfred Smith: "It's been a long three years and expensive for both the people and for LILCO."

Supervisor Smith: "I have maintained all along what LILCO is looking to is the record. No matter what the Siting Board does, they are looking with the manufacturer of the record to how they will achieve the results they wish."

RESOLUTIONS

Councilman Lombardi offered the following resolution which was seconded by Councilwoman Tomlinson.

RESOLVED, That the Superintendent of Highways be and is hereby authorized to promote Charles E. Downs from position of Laborer to Automotive Equipment Operator effective July 18, 1977, for a probationary period of six months.

Councilman Menendez offered the following resolution which was seconded by Councilman Young.

RESOLVED, That the resolution "Promotes Laborer to Automotive Equipment Operator" as offered by Councilman Lombardi and seconded by Councilwoman Tomlinson be laid on the table.

The vote, Lombardi, Yes, Tomlinson, Yes, Menendez, Yes, Young, Yes, and Smith, Yes.

The resolution was thereupon declared duly adopted.

Councilman Menendez offered the following resolution which was seconded by Councilman Young.

BE IT RESOLVED, That the following Police Officers

RESOLUTIONS - continued

be paid for extra tours as per agreement between the Town Board of the Town of Riverhead and the P.B.A.

1.	J. Kurpetski	6-09-77	4½ hrs.	\$37.26	
		6-11-77	6½ hrs.	<u>53.82</u>	\$ 91.08
2.	F. Romaniello	6-10-77	6 hrs.	\$47.76	
		6-25-77	8 hrs.	<u>63.68</u>	<u>111.44</u>
TOTAL					\$202.52

The vote, Lombardi, Yes, Tomlinson, Yes, Menendez, Yes, Young, Yes, and Smith, Yes.

The resolution was thereupon declared duly adopted.

Councilman Menendez offered the following resolution which was seconded by Councilman Young.

BE IT RESOLVED, That the following Police Officers be paid recall and court pay from June 1, 1977 to and including June 30, 1977, as per P.B.A. Contract.

1.	H. Boden	6-03-77	5 hrs.	\$66.20	
		6-17-77	4 hrs.	52.96	
		6-18-77	4 hrs.	<u>52.96</u>	\$172.12
2.	T. Dorfer	6-20-77	4 hrs.		47.80
3.	F. Foote	6-23-77	9 hrs. 8 min.		109.15
4.	J. Pleickhardt	6-06-77	4 hrs.		45.36
5.	E. Sadowski	6-10-77	4 hrs.		50.64
6.	A. Summerville	6-09-77	4 hrs.		53.56
7.	J. Swiatocha	6-23-77	9 hrs. 8 min.		87.68
8.	D. Yakaboski	6-06-77	4 hrs.		<u>47.80</u>
TOTAL					\$614.11

The vote, Lombardi, Yes, Tomlinson, Yes, Menendez, Yes, Young, Yes, and Smith, Yes.

The resolution was thereupon declared duly adopted.

Councilman Menendez offered the following resolution which was seconded by Councilman Young.

BE IT RESOLVED, That the following Police Officers be paid overtime from June 1, 1977 to and including June 30, 1977 as per P.B.A. Contract at time and one-half their regular salary.

RESOLUTIONS - continued

1.	F. Alexander	6-04-77	2½ hrs.	\$29.88	
		6-12-77	4½ hrs.	53.77	
		6-17-77	3/4 hr.	<u>8.96</u>	\$92.61
2.	D. Cheshire	6-08-77	2½ hrs.	24.00	
		6-09-77	1 hr.	<u>9.60</u>	33.60
3.	F. Foote	6-12-77	4½ hrs.	53.77	
		6-13-77	1 3/4 hrs.	<u>20.91</u>	74.68
4.	D. Green	6-12-77	4½ hrs.		53.77
5.	R. Hughes	6-08-77	2 hrs.		23.90
6.	B. Keller	6-07-77	2½ hrs.	28.35	
		6-08-77	2 hrs.	<u>22.68</u>	51.03
7.	V. Michalski	6-14-77	3/4 hr.		8.96
8.	L. Mazzo	6-12-77	4½ hrs.		64.26
9.	J. Psaltis	6-17-77	3/4 hr.		8.96
10.	R. Quinn	6-08-77	2½ hrs.	31.35	
		6-09-77	1½ hr.	<u>18.81</u>	50.16
11.	R. Schmearsal	6-28-77	1 hr.	12.66	
		6-12-77	4½ hrs.	<u>56.97</u>	69.63
12.	J. Swiatocha	6-19-77	1¼ hrs.	12.00	
		6-12-77	4½ hrs.	<u>43.20</u>	55.20
13.	P. Troyan	6-12-77	4½ hrs.		53.77
14.	W. Witt	6-22-77	1 hr.		11.95
15.	D. Yakaboski	6-08-77	2½ hrs.	29.88	
		6-09-77	1 hr.	<u>11.95</u>	41.83
16.	J. Zaleski	6-09-77	1 hr.	11.95	
		6-12-77	4½ hrs.	53.77	
		6-20-77	1 hr.	<u>11.95</u>	<u>77.67</u>
TOTAL					\$771.98

The vote, Lombardi, Yes, Tomlinson, Yes, Menendez, Yes, Young, Yes, and Smith, Yes.

The resolution was thereupon declared duly adopted.

Councilman Young offered the following resolution which was seconded by Councilman Menendez.

RESOLUTIONS - continued

RESOLVED, That the Town Clerk be and she, hereby is authorized and directed to publish and post the attached notice of public hearing.

PUBLIC NOTICE

PLEASE TAKE NOTICE, That pursuant to a letter dated June 30, 1977, the Town of Riverhead is entitled to apply to the Department of Housing and Urban Development for a supplemental community development block grant, not to exceed Three hundred thousand Dollars (\$300,000.00).

PLEASE TAKE FURTHER NOTICE, That the Town Board of the Town of Riverhead, on August 2, 1977, at 8:15 P.M., o'clock, at the Town Hall, 200 Howell Avenue, Riverhead, New York, will hold a public hearing in the formulation of an application pursuant to the above-described notice. All persons wishing to be heard on said application should appear at the above-stated time and place.

The vote, Lombardi, Yes, Tomlinson, Yes, Menendez, Yes, Young, Yes, and Smith, Yes.

The resolution was thereupon declared duly adopted.

Councilman Lombardi offered the following resolution which was seconded by Councilwoman Tomlinson.

WHEREAS, Verna Campbell was appointed switchboard operator to the Town of Riverhead, and

WHEREAS, Six (6) months have expired since the date of her appointment,

NOW, THEREFORE, be it

RESOLVED, That in conformity with the provisions of Civil Service Law, Verna Campbell be, and she hereby is, permanently appointed to the position of switchboard operator at her current salary.

The vote, Lombardi, Yes, Tomlinson, Yes, Menendez, Yes, Young, Yes, and Smith, Yes.

The resolution was thereupon declared duly adopted.

Councilman Menendez offered the following resolution which was seconded by Councilman Young.

WHEREAS, The Town Board of the Town of Riverhead notes with sadness the automobile accident that occurred recently at the intersection of County Route 105 and Northville Turnpike, and

WHEREAS, The prior Town Board had repeatedly requested the County of Suffolk to install a light at said intersection and said requests were denied,

NOW, THEREFORE, be it

RESOLVED, That this Board does protest the inaction of the County of Suffolk upon the request for said traffic light and further demands the installation of the same at the earliest possible time.

The vote, Lombardi, Yes, Tomlinson, Yes, Menendez, Yes, Young, Yes, and Smith, Yes.

RESOLUTIONS - continued

The resolution was thereupon declared duly adopted.

Councilwoman Tomlinson offered the following resolution which was seconded by Councilman Lombardi.

WHEREAS, A special permit application of Bruno Tarabocchia to change a service station to a garage pursuant to the Code of the Town of Riverhead was filed on May 17, 1977, and a hearing was held by the Planning Board on June 2, 1977, and

WHEREAS, Upon recommendation of the Planning Board, a hearing was held by the Town Board of the Town of Riverhead on July 5, 1977,

NOW, THEREFORE, be it

RESOLVED, That the Town Board of the Town of Riverhead grants the special permit to Bruno Tarabocchia to change a service station to a garage.

FURTHER RESOLVED, That any construction to be done in conformance with the plans and specifications filed with the Building Department and the Planning Board, be completed within one (1) year.

The vote, Lombardi, Yes, Tomlinson, Yes, Menendez, Yes, Young, Yes, and Smith, Yes.

The resolution was thereupon declared duly adopted.

Councilwoman Tomlinson offered the following resolution which was seconded by Councilman Lombardi.

WHEREAS, This Board did approve the application of Northville Industries Corp. for a special permit to operate a non-nuisance industry pursuant to the provisions of Chapter 108, Code of the Town of Riverhead, on the 19th day of April, 1977, and

WHEREAS, That application called for the submission of certain additional plans and proposals with reference to landscaping, and

WHEREAS, Certain modifications of the permit are in order by reason of the progress of construction to date, and other matters referred to in the letter of the applicant, dated July 12, 1977,

NOW, THEREFORE, be it

RESOLVED, That the resolution of the Town Board of the Town of Riverhead, dated April 19, 1977, is hereby ratified and confirmed, except as to those matters that are specifically altered or amended herein, as follows:

First: The Town Board does hereby approve the landscaping proposal of the applicant as the same is set forth in Exhibits A to D, inclusive, of the letter of July 12, 1977. The Town Board specifically retains jurisdiction over said landscaping plan and reserves the right to amend the same at any time prior to the issuance of the final certificate of occupancy for the last structure to be constructed pursuant to this special permit. By reason of the conditions of the

RESOLUTIONS - continued

Supervisor Smith: "We called for them to prepare a site plan showing the trees, location of the same, etc., etc., as part of the prior permit. They have come forward and presented the plan. There are landscaping designs around the dike areas themselves and there is further - this landscaped area down by Sound Avenue."

The vote, Lombardi, Yes, Tomlinson, Yes, Menendez, Yes, Young, Yes, and Smith, Yes.

The resolution was thereupon declared duly adopted.

Councilwoman Tomlinson offered the following resolution which was seconded by Councilman Lombardi.

WHEREAS, Judith Schroeder has completed a training program with the Town of Riverhead under CETA I, which program was designed to provide job opportunities for persons in need of special training, and

WHEREAS, It appears to this Board that Judith Schroeder is now capable of performing certain limited duties similar to those provided within the CETA I program, and

WHEREAS, The Suffolk County Department of Civil Service has classified said position as Driver-Messenger,

NOW, THEREFORE, be it

RESOLVED, That this Board does hereby approve the duty statement classified by the Suffolk County Department of Civil Service as that of Driver-Messenger, does authorize and direct the creation of said position, and does hereby appoint Judith Schroeder to said position for a probationary period of eight (8) weeks, to be extended automatically hereby for a period of six (6) months, at an annual salary of Five thousand eight hundred sixty and 80/100 (\$5,860.80) Dollars, effective July 18, 1977, and be it

FURTHER RESOLVED, That the Supervisor be, and he hereby is, directed to create such additional groups and steps to be added to the Salary Administration Program for the Town of Riverhead as will permit this Board to place certain employees in special or entrance categories for positions such as Driver-Messenger.

The vote, Lombardi, Yes, Tomlinson, Yes, Menendez, Yes, Young, Yes, and Smith, Yes.

The resolution was thereupon declared duly adopted.

Councilman Young offered the following resolution which was seconded by Councilman Menendez.

RESOLVED, That the Town Clerk be, and she hereby is authorized to publish and post an annexed notice.

PUBLIC NOTICE

PLEASE TAKE NOTICE That a public hearing having been held on June 21, 1977, to hear all interested persons,

RESOLUTIONS - continued

NOW, THEREFORE, be it

RESOLVED, That the following amendments to Chapter 101 "Vehicle and Traffic" of the Code of the Town of Riverhead are hereby enacted and adopted as follows:

By adding the following new matters as underlined:

"§ 101-4 One Way Streets

Street

Direction

Driveways at
Roanoke Shopping
Plaza leading to
and from Roanoke
Avenue

East
(Exit only)

Driveways at
Roanoke Shopping
Plaza leading ro
and from Route 58

North
(Entrance only)

Said amendments shall become effective ten (10) days after publication and posting.

The vote, Lombardi, Yes, Tomlinson, Yes, Menendez, Yes, Young, Yes, and Smith, Yes.

The resolution was thereupon declared duly adopted.

Councilman Menendez offered the following resolution which was seconded by Councilman Young.

WHEREAS, The men and women of the Riverhead Fire Department have continuously demonstrated their dedication to the people of the Town of Riverhead through many hours of service at the potential risk of life and limb, and

WHEREAS, The men and women of the Riverhead Fire Department are deserving of recognition and a public statement of appreciation,

NOW, THEREFORE, be it

RESOLVED, That this Town Board does hereby proclaim on behalf of all of the people of the Town of Riverhead its appreciation of the services rendered by the men and women of the Riverhead Fire Department and does encourage each citizen to support all efforts and activities of the Riverhead Fire Department.

The vote, Lombardi, Yes, Tomlinson, Yes, Menendez, Yes, Young, Yes, and Smith, Yes.

The resolution was thereupon declared duly adopted.

Councilwoman Tomlinson offered the following resolution which was seconded by Councilman Lombardi.

RESOLUTIONS - continued

WHEREAS, The Town Board has heretofore directed the Town Attorney to serve charges upon Vickie Vourakis for insubordination, and

WHEREAS, Said employee has declined to reply to said charges within the statutory time provided, and

WHEREAS, The Town Attorney has advised the Town Board that the hearing on said charges is now in order,

NOW, THEREFORE, be it

RESOLVED, That pursuant to the provisions of the Civil Service Law, the Town Board orders and directs that a hearing on said charges be held, and that, for the purpose of this hearing, Edgar Hills, Esq., be, and he hereby is, appointed hearing officer to hear and determine said charges, and that he shall hear said charges at his earliest convenience, and that he shall be compensated for his services upon submission of the requisite vouchers.

The vote, Lombardi, Yes, Tomlinson, Yes, Menendez, Yes, Young, Yes, and Smith, Yes.

The resolution was thereupon declared duly adopted.

Councilman Lombardi offered the following resolution which was seconded by Councilwoman Tomlinson.

WHEREAS, A special permit application of Port Washington Lumber Co., Inc., to operate a wholesale lumber facility was filed on May 3, 1977, and a hearing was held by the Planning Board on June 2, 1977, and

WHEREAS, Upon recommendation of the Planning Board, a hearing was held by the Town Board of the Town of Riverhead on July 5, 1977,

NOW, THEREFORE, be it

RESOLVED, That the Town Board of the Town of Riverhead grants the special permit to Port Washington Lumber Co., Inc., to operate a wholesale lumber facility.

FURTHER RESOLVED, That any construction to be done in conformance with the plans and specifications filed with the Building Department and the Planning Board, be completed within two (2) years.

The vote, Lombardi, Yes, Tomlinson, Yes, Menendez, Yes, Young, Yes, and Smith, Yes.

The resolution was thereupon declared duly adopted.

Councilwoman Tomlinson offered the following resolution which was seconded by Councilman Lombardi.

RESOLVED, That the Supervisor be and he is hereby directed to file a Duty Statement with the Suffolk County Department of Civil Service for the position of additional legal intern with the Town of Riverhead and that Ronald Eisenman be appointed to that position provisionally at a weekly salary of \$100.00, effective July 18, 1977.

The vote, Lombardi, Yes, Tomlinson, Yes, Menendez, Yes, Young, Yes, and Smith, Yes.

The resolution was thereupon declared duly adopted.

RESOLUTIONS - continued

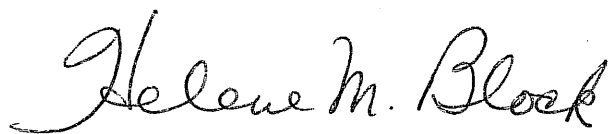
Supervisor Smith offered the following resolution which was seconded by Councilwoman Tomlinson.

RESOLVED, That this meeting be adjourned to Thursday, July 21, 1977 at 2:00 P.M.

The vote, Lombardi, Yes, Tomlinson, Yes, Menendez, Yes, Young, Yes, and Smith, Yes.

The resolution was thereupon declared duly adopted.

There being no further business on motion and vote, Supervisor Smith adjourned the Meeting at 9:25 P.M.

A handwritten signature in cursive script that reads "Helene M. Block".

HMB/vlv

Helene M. Block, Town Clerk